



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ioannis Kriaras
Sudeep Kumar Palat
Hatef Yamini
Jin Yang

Case: 3-11-9-7

Serial No.: 09/854,962

Filing Date: May 14, 2001

Group Art:

Examiner:

Title: Telephone Systems

10/29/2001 SHINASS1 00000000 122325 09854962

01 FC:122 130.00 CH

RECEIVED

NOV 05 2001

OFFICE OF PETITIONS

Assistant Commissioner for Patents
Washington, DC 20231

PETITION FOR FILING BY JOINT INVENTORS UNDER 37 CFR 1.47(a)

Sir:

The above-named applicants hereby petition the Commissioner to accept the filing of the above-identified U.S. patent application on behalf of themselves and on behalf of joint inventor, Mr. Ioannis Kriaras, who cannot be found or reached after diligent effort.

Mr. Kriaras was employed by Lucent Technologies Inc. ("Lucent") from May 27, 1996, to March 2, 2001, during which time Mr. Kriaras and the other inventors developed the invention. The other inventors developed the invention with Mr. Kriaras under the authority of Lucent. The above-identified application was filed in the United States Patent and Trademark Office ("USPTO") on May 14, 2001, claiming priority under 35 USC 119 from a corresponding application filed in the European Patent Office ("EPO") on May 19, 2000.

A declaration and copies of documentation are attached hereto disclosing the efforts that were made during the Convention year to prepare the application and obtain the signature of the inventors. Also, the declaration and attached documents provide proof that the nonsigning inventor, Mr. Ioannis Kriaras, could not be found or reached after diligent effort. Mr. Kriaras' last known address is: **4 Boundary Close, Bradenstoke, Wiltshire, SN15 4JZ, Great Britain**. Lucent's Intellectual Property office in Swindon, Great Britain, mailed several letters to Mr. Kriaras' home address, along with

a Declaration and an Assignment Agreement, asking Mr. Kriaras to properly execute such documents. The Swindon office has not received any response from Mr. Kriaras to any of the correspondence mailed to his last known address.

Please charge **Lucent Technologies Deposit Account No. 12-2325** the amount of \$130, to cover the petition fee set forth in 37 CFR 1.17(i). Duplicate copies of this petition are enclosed. In the event of non-payment or improper payment of a required fee, the Commissioner is authorized to charge or to credit **Deposit Account No. 12-2325** as required to correct the error.

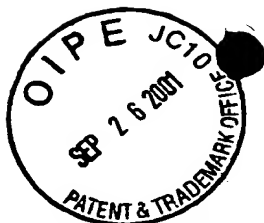
By



Julio A. Garceran, Attorney
Reg. No. 37138
(973) 386-2286

Date: 9/17/01

Docket Administrator (Room 3J-219)
Lucent Technologies Inc.
101 Crawfords Corner Road
Holmdel, New Jersey 07733-3030



5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ioannis Kriaras
Sudeep Kumar Palat
Hatef Yamini
Jin Yang

Case: 3-11-9-7

Serial No.: 09/854,962

Filing Date: May 14, 2001

Group Art:

Examiner:

Title: Telephone Systems

DECLARATION OF MS. SARAH PACKHAM

1. I, **Sarah Packham**, having personal knowledge of the facts set forth herein, hereby declare and say that:

2. I am an Administrative Assistant in the Intellectual Property Strategy Department of Lucent Technologies Inc., in Swindon, Great Britain. I have been a Lucent employee since June 12, 2000.

3. It is my understanding that upon filing of a patent application in the European Patent Office, our IP Law department in Woodford Green, Great Britain inputs the application case name onto our application docket to establish when to start preparing the application for foreign filing.

4. It is also my understanding that after docketing the above-identified application, our IP-Law department in Woodford Green started to prepare the application for foreign filing by generating a package comprising photocopies and electronic copies of the application and related drawings respectively. The package was then mailed to our IP-Law office in Murray Hill, New Jersey, USA. The Murray Hill office then sent a copy of the package to one of our U.S. attorneys who converted the application to a format that complies with the rules of the United States Patent and Trademark Office.

5. At some time prior to April 4, 2001, I received a Declaration and Assignment Agreement for the above-identified application from our Intellectual Property Law office in Woodford Green. Our office made arrangements to facilitate the execution of the Assignment Agreement and the Declaration by all of the inventors. In the ensuing

weeks, both documents were properly executed by all of the inventors except for Mr. Kriaras.

6. During the time period of April 4, 2001, to August 30, 2001, I mailed several letters to Mr. Kriaras' last known address requesting that Mr. Kriaras properly execute Declarations and Assignment Agreements for the above-identified case and other cases of which Mr. Kriaras is a co-inventor. I even arranged to have a solicitor present at our Optimus Lucent facility to assist Mr. Kriaras in properly executing the documents enclosed with the letters. Please see Exhibits A-E attached to this Declaration.

7. Mr. Kriaras has not responded to any of the correspondence described above.


8. I hereby verify that all copies of documents in support of this Declaration are true copies.

9. I hereby declare that all statements in the Declaration made from my own knowledge are true and all statements made on information and belief are believed to be true.

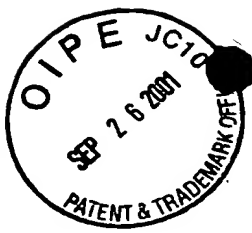
10. I hereby declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on 13/9/01.

13 September 2001

Date: 13/9/01
13 September 2001



Sarah Packham
IP Strategy Assistant
Lucent Technologies Inc.



Lucent Technologies
Bell Labs Innovations



Mr. I. Kriaras
4 Boundary Close
Bradenstoke
Wiltshire
SN15 4JZ

The Quadrant
Stonehill Green
Westlea
Swindon
Wiltshire
SN5 7DJ
Tel: (01793) 77 6666

4th April, 2001

Re: Application to File Foreign Patent

Dear Ioannis,

Please find enclosed several patent related documents that require your signature. I would be extremely grateful if you would be able to sign these and send them back to me as soon as possible, as they are now rather urgent. Unfortunately, the assignment and agreement documents require you to have your signature witnessed by a Commissioner for Oaths. It may be useful for you to know that I have arranged a solicitor to visit the Optimus site on the 20th April at 11.10am, and you are very welcome to attend. However, if you would prefer to use your own solicitor that is fine. It is a service offered by most solicitors, but should you need help locating one I would be happy to help. I apologize for any inconvenience this may cause you, and I am very grateful for your help. Please be assured that any expenses that you incur in relation to this task will be reimbursed. If I can be of any assistance to you, please do not hesitate to contact me either on 01793 897252 or packham@lucent.com

Yours sincerely,

Sarah Packham
IP Strategy Department
Administrative Assistant



Lucent Technologies
Bell Labs Innovations



The Quadrant
Stonehill Green
Westlea
Swindon
Wiltshire
SN5 7DJ
Tel: (01793) 77 6666

Mr. I. Kriaras
4 Boundary Close
Bradenstoke
SN15 4JZ

18th June, 2001

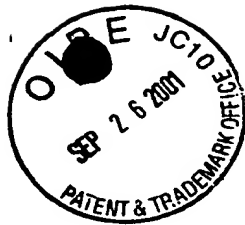
Dear Ioannis,

Re: Patent Documents

I work in Swindon as an Intellectual Property Liaison. I have recently been sent the enclosed documents, which urgently need your signature. I would be extremely grateful if you would be able to sign these and return them to me as soon as possible. Once signed these documents will allow us to proceed with the application to file a foreign patent. Unfortunately, the assignment and agreement documents require you to have your signature witnessed by a Commissioner of Oaths. I have arranged for a solicitor to visit the Optimus site on the 26th June between 11.30am-12.30pm, and if you are able to make it please feel welcome to attend. If you would prefer to visit your own solicitor please feel free to. I apologize for the inconvenience that this may cause, and, I am extremely grateful for your co-operation. If there are any expenses that you incur in relation to this matter I would be happy to assist you in claiming them back. If I can be of any assistance to you, please do not hesitate to contact me on 01793 776853 or email packham@lucent.com

Yours sincerely,

Sarah Louise Packham
Intellectual Property Liaison



Mr. I. Kriaras
4 Boundary Close
Bradenstoke
SN15 4JZ

20th July, 2001

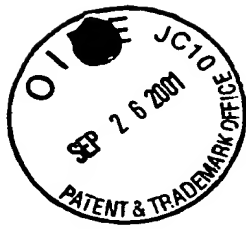
Dear Ioannis,

Re: Patent Documents

A short time ago I sent you some documents that needed your signature. These documents are now rather urgent. I would be extremely grateful if you would be able to sign these and return them to me as soon as possible. Once signed these documents will allow us to proceed with the application to file a foreign patent. Unfortunately, the assignment and agreement documents require you to have your signature witnessed by a Commissioner of Oaths. I currently arrange signing sessions, which you are welcome to attend, or you are welcome to visit your own solicitor. If there were any expenses that you incur in relation to this matter I would be happy to assist you in claiming them back. If I can be of any assistance to you, please do not hesitate to contact me on 01793 776853 or email packham@lucent.com

Yours sincerely,

Sarah Louise Packham
Intellectual Property Liaison



Mr. I. Kriaras
4 Boundary Close
Bradenstoke
SN15 4JZ

13th August, 2001

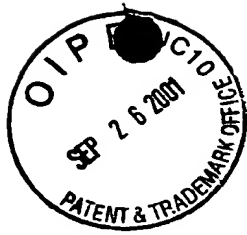
Dear Ioannis,

Re: Patent Documents

Several months ago I sent you some documents in relation to your patent submissions whilst you were employed at Lucent Technologies. These documents need your signature urgently. I would therefore be very grateful if you would sign the enclosed documents and return them to me as soon as possible. Unfortunately without your signature the submissions may be jeopardized, but once signed these documents will allow us to proceed with your applications. The assignment and agreement documents require you to have your signature witnessed by a Commissioner of Oaths, and you are welcome to either attend our regular signing sessions or to visit your own solicitor. If there were any expenses that you incur in relation to this matter I would be happy to assist you in claiming them back. If I can be of any assistance to you, please do not hesitate to contact me on 01793 776853 or email packham@lucent.com

Yours sincerely,

Sarah Louise Packham
Intellectual Property Liaison



Mr. I. Kriaras
4 Boundary Close
Bradenstoke
SN15 4JZ

30th August, 2001

Dear Ioannis,

Re: Patent Documents

Please find enclosed several documents that urgently require your signature. I would be very grateful if you would sign them and return them to me as soon as possible. Unfortunately without your signature the submissions may be jeopardized, but once signed these documents will allow us to proceed with your applications. The assignment and agreement documents require you to have your signature witnessed by a Commissioner of Oaths, and you are welcome to either attend our regular signing sessions or to visit your own solicitor. Should you need my assistance or you have any questions please feel free to contact me and I will try to help in any way I can. If there were any expenses that you incur in relation to this matter I would be happy to assist you in claiming them back. My contact details are as follows: 01793 776853 or email packham@lucent.com

Yours sincerely,

A handwritten signature in cursive script, appearing to read "S. Packham".

Sarah Louise Packham
Intellectual Property Liaison